

105TH CONGRESS
2D SESSION

H. R. 3720

To repeal the Bilingual Education Act and for certain other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 23, 1998

Mr. DELAY (for himself, Mr. KING, Mr. SOLOMON, Mr. LIVINGSTON, Mr. ARCHER, Mr. STUMP, Mr. DOOLITTLE, Mr. CUNNINGHAM, Mr. ROHRABACHER, Mr. PAUL, Mr. HERGER, Mr. CANADY of Florida, and Mr. HILLEARY) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To repeal the Bilingual Education Act and for certain other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “English for the Chil-
5 dren Act”.

6 **SEC. 2. REPEAL OF BILINGUAL EDUCATION ACT.**

7 (a) REPEAL OF BILINGUAL EDUCATION ACT.—The
8 Bilingual Education Act (20 U.S.C. 7401 et seq.) is re-
9 pealed.

1 (b) TERMINATION OF OFFICE OF BILINGUAL EDU-
2 CATION AND MINORITY LANGUAGES AFFAIRS.—

3 (1) IN GENERAL.—The Office of Bilingual Edu-
4 cation and Minority Languages Affairs in the De-
5 partment of Education is terminated.

6 (2) REPEAL OF CONFORMING PROVISIONS.—
7 Sections 209, 216, and 413(b)(1)(A) of the Depart-
8 ment of Education Organization Act are repealed.

9 (c) UNOBLIGATED FUNDS.—At the end of the transi-
10 tion period described in subsection (d)(2), the Secretary
11 shall deposit in the general fund of the Treasury any funds
12 that have not been awarded or obligated for grants under
13 the Bilingual Education Act (20 U.S.C. 7401 et seq.).

14 (d) TRANSITIONAL PROVISIONS.—

15 (1) COMPLETION OF PROGRAMS DURING CUR-
16 RENT SCHOOL YEAR.—Subsection (a) shall not apply
17 to any program under the Bilingual Education Act
18 (20 U.S.C. 7401 et seq.) until completion of the
19 most recent school year of the program that com-
20 mences after the date of the enactment of this Act.

21 (2) ASSISTANCE FOR TRANSITION TO SPECIAL
22 ALTERNATIVE INSTRUCTIONAL PROGRAMS.—During
23 the 1-year period beginning on the date of the enact-
24 ment of this Act, the Secretary of Education may
25 assist local educational agencies in the transition of

1 children enrolled in programs assisted under the Bi-
2 lingual Education Act (20 U.S.C. 7401 et seq.) to
3 special alternative instructional programs (as such
4 programs are described in section 7501 of the Ele-
5 mentary and Secondary Education Act of 1965 (20
6 U.S.C. 7601) that do not make use of the native
7 language of the student.

8 **SEC. 3. NONPREEMPTION.**

9 This Act shall not preempt any State law.

10 **SEC. 4. CONSTRUCTION.**

11 Nothing in this Act shall be construed as requiring
12 that a State or local educational agency develop, imple-
13 ment, provide, or maintain a program of bilingual edu-
14 cation.

15 **SEC. 5. RELEASE FROM DECREE.**

16 Any consent decree entered into with a State, locality,
17 or local educational agency and either the Department of
18 Health, Education and Welfare, or the Department of
19 Education that requires such State, locality, or local edu-
20 cational agency to develop, implement, provide, or main-
21 tain any form of bilingual education is void.

1 **SEC. 6. EFFECTIVE DATE.**

2 Except as provided in subsections (c) and (d) of sec-
3 tion 2, this Act shall take effect on the date of the enact-
4 ment of this Act.

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